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	JACOB D. BUNDICK Nevada Bar No. 9772						
3	AKERMAN SENTERFITT LLP 400 South Fourth Street, Suite 450						
4	Las Vegas, Nevada 89101 Telephone: (702) 634-5000						
5	Facsimile: (702) 380-8572						
6	Attorneys for Countrywide Home Loans, Inc., Recontrust Company and Mortgage Electronic						
7	Registration Systems, Inc.						
8	UNITED STATES	UNITED STATES DISTRICT COURT					
9	DISTRICT OF NEVADA						
10	FILBERT AQUINO and CYNTHIA AQUINO	CASE NO.:	2:09-cv-02111-PMP-PAL				
11			2.09-CV-02111-FIVIF-FAL				
12	Plaintiffs,	[Proposed]					
13	v.	ORDER CA	NCELING LIS PENDENS				
14	COUNTRYWIDE HOME LOANS, INC.; RECONSTRUCT COMPANY; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS,						
15	INC.; DOES I through X, inclusive,						
16	Defendants.						
17							
18	This Court granted Defendants Countryw	This Court granted Defendants Countrywide Home Loans, Inc., Recontrust Company and					
19	Mortgage Electronic Registration Systems, Inc.'s ("Defendants") Motion to Dismiss on December 12,						
20	2009 [Dkt. No. 7].						
21	Defendants further request that the lis pendens currently recorded against the subject property						
22	by Plaintiffs Filbert Aquino and Cynthia Aquino ("Plaintiffs") be canceled.						
23	The Court finds that Plaintiff recorded a Notice of Pendency of Action ("Lis Pendens") on or						
24	about September 23, 2009, in Book No. 20090923 as Instrument No. 0003496 in the real property						
25	records maintained by the Clark County Recorder. A copy of the Lis Pendens is attached hereto and						
26	fully incorporated by reference.						
27	UPON CONSIDERATION of Defendants' request to cancel the Lis Pendens, and good cause						
28	appearing therefore, the Court hereby grants Defendants their requested relief and rules as follows:						

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{LV003481;1}

1. IT IS ORDERED, ADJUDGED, and DECREED that the Lis Pendens is hereby				
cancelled, released, and expunged.				
2. IT IS FURTHER ORDERED, ADJUDGED and DECREED that this order canceling				
the Lis Pendens has the same effect as an expungement of the original Lis Pendens.				
3. IT IS FURTHER ORDERED, ADJUDGED and DECREED that Defendants record				
properly certified copy of this cancellation order in the real property records of Clark County, Neva				
within a reasonable amount of time from the date of this order's issue.				
APPROVED: One UNITED STATES DISTRICT JUDGE				
Dated:July 1, 2010 Submitted by:				
AKERMAN SENTERFITT LLP				
/s/ Ariel E. Stern ARIEL E. STERN Nevada Bar No. 8276 JACOB D. BUNDICK Nevada Bar No. 9772 400 South Fourth Street, Suite 450 Las Vegas, Nevada 89101 Attorneys for Defendants Countrywide Home Loans, Inc., Recontrust Company and Mortgage Electronic Registration Systems, Inc.				

{LV003481;1} 2

APN#/	79-31-215 -0	948	
	igit Assessor's Parcel Number ro://redrock.co.clark.nv.us/assrre	7	
NoTI	CE OF PENDEN	cy	
DF	Acron		
	Type of Document	4	
(Example:	Declaration of Homestead, Quit	Claim Deed, etc.)	
	nile A. Pynn,		
	cuments To:	,	
	cuments To:	,	ـر
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DECORDING DECLECTED by A44, man Complete Marie	las A. Devan Eag and when			
RECORDING REQUESTED by Attorney for Plaintiff, Mari	iee A. Ryan, Esq. and when			
RECORDED MAIL TO:				
LAW OFFICES OF MARILEE A. RYAN, LLC 6130 Elton Avenue, Suite 115	FILED			
Las Vegas, Nevada 89107	SEP 2 3 2009			
Attorney for Plaintiff	Atom to Laborer			
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DISTRICT COURT				
CLARK COUNTY, NEVADA				
FILBERT AQUINO AND CYNTIA	0.00 -0000			
1	Case N 599920 t			
Г	Dept:			
Plaintiffs,	XIX			
	NOTICE OF			
	PENDENCY OF ACTION			
	NRS 14010 Et, Seq.			
v.				
COUNTRYWIDE HOME LOANS, INC.;				
RECONTRUST COMPANY; MORTGAGE ELECTRONIC REGISTRATIONS				
SYSTEMS, and DOES I-X,				
Defendants.				
NOTICE OF PENDENCY OF ACTION				
Notice is given that the above-entitled action	was filed in the above entitled court			
on September 23, 2009 by FILBERT AQUINO AND CY	NTIA AQUINO, Plaintiffs by and			
through their attorney of record, Law Offices of	Marilee A. Ryan, LLC against			
COUNTRY WIDE HOME LOANS INC. PECONSTR	PLIST COMPANY MORTGAGE			

- 1 - NOTICE OF PENDENCY OF ACTION

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ELECTRONIC REGISTRATIONS SYSTEM; and DOES I-X, inclusive, Defendants. The action affects the title to a specific parcel of Real Property and the right to lawful possession of the same, the property location is located at 1068 Swinford CT Henderson, Nevada 89015 and more particularly described as:

Parcel I: LOT FORTY-EIGHT (48) IN BLOCK ONE (1) OF LAUREL HILLS SUBDIVISION (ALSO KNOWN AS PARADISE HILLS – UNIT 1). AS SHOWN BY MAP THEREOF ON FILE IN BOOK 122 OF PLATS, PAGE 38 IN THE OFFICE OF THE COUNTRY RECORDER OF CLARK COUNTY, NEVADA.

Parcel II: TOGETHER WITH AN UNDIVIDED INTEREST FOR PEDESTRIAN AND VEHICULAR TRAFFIC OVER AND ACROSS SUCH DRIVEWAYS AND PARKING AREAS UPON THE COMMON ELEMENTS FOR THE BENEFIT OF UNIT OWNERS, RESIDENTS AND THEIR GUESTS, FAMILIES, TENANTS AND INVITEES.

And which is identified in the complaint in this action. The property affected by the action is located in the County of Clark, Nevada. The nature of the claims are (i) Defendants are not Holders in Due Course (ii) Defendants Lack Standing to Conduct Non-Judicial Foreclosure; (iii) Defendants Lack Standing to Enforce a Non-Judicial Foreclosure; (iv) Fraudulent Misrepresentation; (v) Fraudulent Concealment; (vi) Usury and Fraud; (vii) Unconsionability; (viii) Unjust Enrichment and Civil Conspiracy; (ix) Quiet Title.

Dated: September 23, 2009

MARILEE A. RYAN, ESQ.

Nevada Bar No. 7502

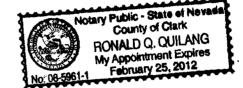
Law Offices of Marilee A. Ryan, LLC

Las Vegas, Nevada 89107 Attorney for Plaintiff

ACKNOWLEDGMENT

Before me a notary public in and for the County of Clark, State of Nevada personally appeared; MARILEE A. RYAN, ESQ. who upon satisfactory proof shown to me established that she was the party who signed the foregoing complaint.

Dated this September 25, 2009



Notary Public in and for said County and State

- 24 -COMPLAINT

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